



09-30-04

IFW #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor : Michael D. Bodnar	
Appln. No. : 10/714,705	
Filed : November 17, 2003	Group Art Unit: 2855
Title : INDOOR AIR QUALITY TEST APPARATUS	Examiner: Michael Cygan
Docket No. : T380.12-0002	

RESPONSE

Mail Stop AF
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SENT VIA EXPRESS MAIL

Express Mail No.: EV 302265366 US

Sir:

REMARKS

This is in response to the Office Action mailed on September 1, 2004, in which claims 1-3, 7, 8, 11 and 14 were rejected under 35 U.S.C. § 102(b) as being anticipated by Shagott et al., U.S. Patent No. 5,593,470 (Shagott); claims 4 and 9 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Shagott in view of Basch et al., U.S. Patent No. 5,717,157 (Basch); and claims 6 and 10 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Shagott in view of Cooper, U.S. Patent No. 5,205,155 (Cooper).

Claim Rejections - 35 U.S.C. § 102(b)

Claims 1-3, 7, 8, 11 and 14 were rejected under 35 U.S.C. § 102(b) as being anticipated by Shagott. In order to constitute a § 102(b) reference, the reference must teach each and every limitation of the claims. The Examiner states that Shagott discloses the claimed invention (Office Action, p. 2). However, Shagott does not disclose or teach every limitation of the claimed invention.